

NIP-208

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

A. MAKI et al

Serial No.

Filed: October 24, 2000

For: OPTICAL MEASUREMENT INSTRUMENT AND  
OPTICAL MEASUREMENT METHOD

**INFORMATION DISCLOSURE STATEMENT (IDS)**  
**UNDER § 1.97 AND § 1.98**  
**AND CONDITIONAL PETITION REQUESTING**  
**CONSIDERATION OF THE IDS**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

1. This IDS should be considered:

(a) when filed within three months of the filing date of the present application, or within three months of the filing date of the National Stage as set forth in § 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever occurs last;

(b) when filed before the mailing date of either a Final Rejection under § 1.113 or a Notice of Allowance under § 1.311, whichever occurs first and when 1(a) does not apply. For this purpose, there is included herein either a certification in section 4 below (included when indicated by a marked box), or a fee of \$240.00 (a check in the amount of \$240.00 is enclosed, or if not see section 5 below);

(c) when filed prior to the payment of the Issue Fee, when 1(a)-(b) do not apply, and when a certification is included in section 4 below (included when indicated by a marked box); then the Applicant(s) hereby petition(s) and request(s) consideration of this IDS, and provided herewith is a fee of \$130.00 (a check in the amount of \$130.00 to cover the petition fee, or if not see section 5 below).

2. When 1(a)-(c) do not apply, then it is requested that this IDS be placed in the file.

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3. Listing of the information submitted is on the attached Form PTO-1449, which forms a part of this IDS. A copy of each listed document is enclosed.

4. If a fee or additional fee is required, the Commissioner is hereby authorized to charge any fee or additional fee that may be required and credit any excess to Deposit Account No. 50-1417.

5. No explanation of relevancy is being provided for the documents listed in the attached PTO-1449 Form, because each is either in the English language, discussed in the present Specification, or its relevance is as stated in a communication from a foreign patent office in a counterpart foreign application, copy enclosed.

6. If the PTO determines that part(s) of the required content is inadvertently omitted, then it is requested that the Applicant(s) be given additional time and specific identification of such omission(s) to enable full compliance.

Respectfully submitted,

  
John R. Mattingly  
Registration No. 30,293  
Attorney for Applicants

MATTINGLY, STANGER & MALUR  
104 East Hume Avenue  
Alexandria, Virginia 22301  
(703) 684-1120  
Date: October 24, 2000

FORM PTO-1449 (REV. 7-80)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. NIP-208	SERIAL NO.
<b>LIST OF DOCUMENTS CITED BY APPLICANT</b> <i>(Use several sheets if necessary)</i>		APPLICANT A. MAKI et al	
		FILING DATE October 24, 2000	GROUP

**U.S. PATENT DOCUMENTS**

* EXAMINER INITIAL	DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE <i>(If Appropriate)</i>
	AA					
	AB					
	AC					
	AD					
	AE					
	AF					
	AG					
	AH					
	AI					
	AJ					
	AK					

**FOREIGN PATENT DOCUMENTS**

DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO
AL 63-277038	11/15/88	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
AM 60-72542	04/24/85	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
AN 62-231625	10/12/87	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
AO 9-98972	04/15/97	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
AP 7-79935	03/28/95	Japanese			<input type="checkbox"/>	<input type="checkbox"/>

**OTHER DOCUMENTS** *(Including Author, Title, Date, Pertinent Pages, etc.)*

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AS		
AT		

EXAMINER	DATE CONSIDERED
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\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

09/674008

532 Rec'd PCT/PTC 24 OCT 2000

Sheet 2 of 3

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	AH						
	AI						
	AJ						
	AK						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
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	AM	10-14900	01/20/98	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
	AN	5-220142	08/31/93	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
	AO	6-154227	06/03/94	Japanese			<input type="checkbox"/>	<input type="checkbox"/>
	AP	1-202384	08/15/89	Japanese			<input type="checkbox"/>	<input type="checkbox"/>

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		DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
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	AN						<input type="checkbox"/>	<input type="checkbox"/>
	AO						<input type="checkbox"/>	<input type="checkbox"/>
	AP						<input type="checkbox"/>	<input type="checkbox"/>

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